

11/10/99

# OFFICIAL GAZETTE

## GOVERNMENT OF GOA

### EXTRAORDINARY

#### GOVERNMENT OF GOA

##### Department of Labour

##### Notification

CL/MWA-9/97/99/5139

The following draft-Notification which is proposed to be issued under sub-section (2) of section 5 of the Minimum Wages Act, 1948 (Central Act 11 of 1948) (hereinafter referred to as the 'said Act'), for fixing the minimum rates of wages payable to various categories of employees employed in various trades mentioned in the said draft-Notification in the Scheduled employment, namely, "Employment in Pharmaceutical industry and units engaged in the manufacture, sale and distribution of medicines and Pharmaceutical products", is hereby pre-published as required by clause (b) of sub-section (1) of section 5 of the said Act. Notice is hereby given that the said draft-Notification will be taken into consideration by the Government after the expiry of a period of two months from the date of publication of this Notification in the Official Gazette. All persons likely to be affected by the said draft-Notification may forward their suggestions or objections, if any, to the Secretary, Labour, Government of Goa, Secretariat, Panaji-Goa, before the expiry of the said period of two months so that such suggestions and objections may be taken into account at the time of finalisation of the draft-Notification.

##### DRAFT - NOTIFICATION

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3, read with clause (iii) of sub-section (1) of section 4 and sub-section (2) of section 5 of the Minimum Wages Act, 1948 (Central Act 11 of 1948), the Government of Goa, hereby fixes the minimum rates of wages payable to various categories of employees employed in various trades in the Scheduled employment, namely, "Employment in Pharmaceutical Industry and units engaged in the manufacture, sale and distribution of medicines and pharmaceutical products", as shown in the schedule below:—

##### SCHEDULE

Sr. No.	Details of categories	All inclusive minimum rates of wages
(1)	(2)	(3)
(I)	Unskilled	Rs. 60/- per day
(II)	Semi-Skilled	Rs. 70.00 per day
(III)	Skilled	Rs. 85.00 per day
(IV)	Highly Skilled/Supervisory	Rs. 100.00 per day
(V)	Clerical	Rs. 84.00 per day

##### Explanation

(I) (a) The minimum rates of wages shall consist of an all inclusive rates of wages.

(b) The minimum rates of daily wages payable to an employees employed in any category in respect of which monthly rate of minimum wages is fixed shall be computed by dividing the minimum rates of monthly wages fixed for the class of employees to which he/she belongs by 26, the quotient being stepped up to the nearest paise.

(c) The monthly rate of minimum wages payable to an employee employed in any category in respect of which daily rate of minimum wages is fixed shall be computed by multiplying the daily rate by 26.

(II) (a) Unskilled work is one which involves simple operation requiring no skill or experience on the job.

(b) Semi-skilled work is one which involves skilled or competence on the job and which is capable of being performed under the supervision or guidance.

(c) Skilled work is one which involves skill or competence required through experience on the job or through training as apprentice or in a technical or vocation institutes and the performance of which calls for initiative and judgement.

(III) The minimum rates of wages shall be applicable to employees engaged by the principal employer or contractor or sub-contractors, etc., working in their employment.

(IV) Both male and female workman shall be paid the same rates of wages fixed for the category and for equal work.

(V) In case of employees employed on piece-rate basis, the minimum rates of wages payable shall be at a rate not less than the minimum rates fixed under this Notification.

By order and in the name of the Governor of Goa.

R. S. Mardolker, Commissioner, Labour & Ex-Officio Joint Secretary (Labour).

Panaji, 13th October, 1999.

## Department of Transport

Directorate of Transport

### Notification

D. Tpt/EST/647/1999/2197

The following Notification No. 684 (E) dated 10-10-1999 received from Government of India, Ministry of Surface Transport, (Transport Wing), New Delhi is hereby published for general information of public.

A. T. Kamat, Director of Transport & Ex-Officio Joint Secretary (Tpt.)

Panaji, 22nd October, 1999.

## GOVERNMENT OF INDIA

### Ministry of Surface Transport

(Transport Wing)

New Delhi, the 5th October, 1999.

### Notification

No. G. S. R. 684 (E).— Whereas the draft of certain rules further to amend the Central Motor Vehicles Rules, 1989 was published as required by sub-section (1) of section 212 of the Motor Vehicles Act, 1988 (59 of 1988) in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) dated the 22nd January, 1999 with the notification of Government of India in the Ministry of Surface Transport (Transport Wing) No. G. S. R. 47(E) dated 22nd January, 1999 inviting objections and suggestions from all persons likely to be affected there by within a period of thirty days from the date on which copies of the Gazette of India containing the Notification are made available to the public;

And whereas copies of the said Gazette were made available to the public on 25th January, 1999;

And whereas the objections and suggestions received from the public have been considered by the Central Government.

Now, therefore, in exercise of the powers conferred by sections 12, 27, 56, 64 sub-section (14) of section 88 and section 110 of the Motor Vehicles Act, 1988 (59 of 1988), the Central Government hereby makes the following rules further to amend the Central Motor Vehicles Rules, 1989, namely:-

### The Central Motor Vehicles (Amendment) Rules, 1999

1. (1) These rules may be called the Central Motor Vehicles (Amendment) Rules, 1999.

(2) They shall come into force 22nd October, 1999.

2. In the Central Motor Vehicles Rules, 1989,—

(1) in rule 4, —

- (i) after item number 3 and the entry relating thereto, the following item and the entry shall be inserted, namely:—

“3A Janata Insurance Policy”;

- (ii) item numbers 5, 6 and 7 and the entries relating thereto shall be omitted;

(2) in rule 5, for sub-rule (1), the following sub-rule shall be substituted, namely:—

“(1) Every application for the issue of a learner's licence or a driving licence or for making addition of another class or description of a motor vehicle to a driving licence or for renewal of a driving licence to drive a vehicle other than a transport vehicle shall be accompanied by a self declaration as to the physical fitness as in Form I and every such application for a licence to drive a transport vehicle shall be accompanied by a medical certificate in Form I-A issued by a registered medical practitioner referred to in sub-section (3) of section 8”;

(3) in rule 11, in sub-rule 2, after clause (c), the following clause shall be added, namely:—

“(d) - the holder of a certificate to the effect of the possession of adequate knowledge and understanding of the matters referred to in sub-rule (1), issued by any institutions recognized in this regard by the State Government”;

(4) in rule 12, for the words “motorcycle without gear” the words, figures and letters “motorcycle with engine capacity not exceeding 50 cc” shall be substituted;

(5) in rule 32, for the existing Table, the following Table shall be substituted, namely:—

TABLE

TABLE

Serial No.	Purpose	Amount	Rule	Section
1.	In respect of issue or renewal of learner's licence of each class of vehicle.	Fifty rupees	10	
2.	In respect of issue of a driving licence in Form 6.	Seventy Five rupees	14 (b)	
3.	In respect of issue of a driving licence in Form 7.	One hundred fifty rupees	14 (b)	
4.	For test of competence to drive.	Fifty rupees	14 (b)	
5.	In respect of addition of another class of vehicle to driving licence in Form 6	Fifty rupees	17 (1)(d)	
6.	In respect of renewal of driving licence in Form 6	Fifty rupees	18(1)(a)	
7.	In respect of renewal of a driving licence in Form 6 to drive a motor vehicle for which application is made after the grace period.	One hundred rupees		15(4)
8.	In respect of addition to another class of motor vehicle to the driving licence in Form 7 and renewal of driving licence in Form 7.	One hundred and fifty rupees	17(1)(d) and 18(1)(a)	15(4)
9.	In respect of issue and renewal of licence to a school or establishment for imparting instructions in driving.	Five thousand rupees	24(2)	
10.	In respect of issue of duplicate licence to the school or establishment imparting instructions in driving.	Five thousand rupees	26(2)	
11.	In respect of an appeal against the orders of licencing authority referred to in rule 30.	Five hundred rupees	30(1)";	

Item	Check Fitment	Check make/type/rating, etc.	Check condition	Check functioning	Test	Remarks
1	2	3	4	5	6	7
Spark plug/Suppressor cap/High Tension cable	Yes	Yes	Yes	No	No	
Catalytic Converter	Yes	Yes	Yes	No	No	For cars fitted/retro-fitted with catalytic converter.
Head Lamp	Yes	No	Yes	Yes	Check	Beam focus as.
Beams						Per Annexure VII.
Other Lights	Yes	No	Yes	Yes	No	Also ensure that unauthorized lights are not fitted.
Reflectors	Yes	No	Yes	No	No	Ensure colour of reflectors are as per rule 104
Bulbs	Yes	Yes	Yes	No	No	Ensure that head light bulbs wattage, especially halogen is not higher than those indicated in IS 1606-1993
Rear View Mirror	Yes	No	Yes	No	No	...

(6) In rule 53, in sub-rule 2, for the words "original registering authority", the words "last registering authority" shall be substituted;

(7) In rule 62, in sub-rule (1), the following provisos shall be added at the end, namely:-

"Provided that the renewal of a fitness certificate shall be made only after the Inspecting Officer has carried the tests specified in the Table given below:-

1	2	3	4	5	6	7	Serial No.	Purpose	Amount	Rule	Section
Safety Glass	Yes	Yes	Yes	No	No	Laminated wind-screen glass is used for vehicles manufactured from April, 1996 onwards	2.	Duplicate trade certificate: Motorcycle Invalid Carriage Others	One hundred rupees One hundred rupees Six hundred rupees	38(1)	
							3.	Appeal under rule 46	One hundred fifty rupees	46(1)	
							4.	Issue, renewal of certificates of registration and assignment of new registration mark		47(1) 52(1) 54(1) 76(1) and	
Horn	Yes	No	Yes	Yes	No	...		Invalid Carriage Motor Cycle	One hundred rupees One hundred rupees	78(1)	
Silencer	Yes	No	Yes	Yes	No	Ensure no leakage		<i>Light Motor Vehicle</i>			
Dash board equipment	Yes	No	Yes	Yes	No	...		(i) Non-Transport (ii) Transport	One thousand only Three hundred only		
Wind shield wiper	Yes	No	Yes	Yes	No			Medium goods vehicle Medium passenger motor vehicle	Six hundred rupees Six hundred rupees		
Exhaust emission	No	No	No	No	Yes	Pollution under control Certificate		Heavy goods vehicle Heavy passenger motor vehicle Imported motor vehicle	Nine hundred rupees Nine hundred rupees Two thousand rupees		
Braking System	Yes	No	Yes	Yes	Yes	As per rule 96(8)		Imported motorcycle Any other vehicle not mentioned above	One thousand rupees Five hundred rupees		
Speedometer	Yes	No	Yes	Yes	No	As per rule 118	5.	Issue of duplicate certificate of registration	Double the fee mentioned against Serial No. 4	53(2)	
Steering gear	Yes	No	Yes	Yes	Check free play	Check freeplay as per rule 98 for vehicles with steering wheel:	6.	Transfer of ownership	Half of the fee mentioned in Serial No. 5	55(2)(iii) 55(3), 56(2)(a) and 57(1)(a)	

Provided further that the Inspecting Officer shall be an officer appointed by the State Government on the basis of qualifications prescribed under sub-section (4) of section 213”;

(8) in rule 75, in sub-rule (2), after the words “State Government shall” the words, “if so desired by the Central Government”, shall be inserted;

(9) in rule 81, for the existing Table, the following Table shall be substituted, namely:-

TABLE				
Serial No.	Purpose	Amount	Rule	Section
1.	Grant or renewal of trade certificate in respect of each vehicle: Motorcycle Invalid Carriage Others	One hundred rupees One hundred rupees Three hundred rupees	34(1)	

7.	Change of residence	Fifty rupees	59	
8.	Recording alteration in the certificate of registration	Fifty rupees		
9.	Endorsing hire purchase/lease/hypothecation agreement	One hundred only	60	
10.	Cancellation of hire-purchase/lease/hypothecation agreement or issue of fresh certificate of registration	One hundred only	61(1),61(2)	
11.	Grant and renewal of certificate of fitness:		62(2)	
	<i>Light Motor Vehicle:</i>			
	(i) Non-Transport	One hundred fifty rupees		

Serial No.	Purpose	Amount	Rule	Section
(ii)	Transport	Three hundred rupees		
	Medium goods vehicle/medium passenger motor vehicle.	Two hundred rupees		
	Heavy goods vehicle/heavy passenger motor vehicle.	Five hundred rupees		
12.	Grant and renewal of letter of authority	Five thousand rupees	63(2)(a)	
13.	Issue of duplicate letter of authority	Five thousand rupees	66(2)	
14.	Appeal under rule 70	Four hundred rupees	71(1)	

(10) in rule 83, the proviso to sub-rule (2a), shall be omitted;

(11) rule 89 shall be omitted;

(12) rule 95 shall be re-numbered as sub-rule (1) of that rule and after sub-rule (1) so re-numbered, the following sub-rule shall be inserted, namely:-

“(2) six months from the date of commencement of the Central Motor Vehicles (Amendment) Rules, 1999, every tyre manufacturer shall, in addition to any trade mark or size of the tyre, also emboss on it the following, namely:-

- (i) Week/Year code of manufacture; and
- (ii) maximum load carrying capacity”;

(13) for rule 139, the following rule shall be substituted, namely:-

**“139 Production of license and certificate of registration”-**

(1) The driver of a motor vehicle in any public place shall, on demand by any police officer in uniform, produce his driving license for examination.

(2) The owner or driver or conductor of a motor vehicle on demand by an officer of the Motor Vehicle Department in uniform or any officer authorized in this behalf by the State Government shall produce fitness certificate, permit and any other relevant document in original or a photo copy duly attested by any Gazetted Officer of the Government.

Provided that if such documents are not in his possession, he shall produce a photo-copy of the documents duly attested by any Gazetted Officer of the Government in person or send to the officer who demanded such documents by registered post within 15 days from the date of such demand.

(14) in Form 2, —

- (i) in item (a), for the words “Motor cycle without gear” the words, figures and letters “Motorcycle with engine capacity not exceeding 50CC” shall be substituted;

- (ii) in item (e), for the words “Medium goods vehicle” the word “Transport vehicle” shall be substituted;

- (iii) items (g) and (h) and the entries related thereto shall be omitted;

(15) in Form 4,—

- (i) in item (a) for the words “Motor cycle without gear” the words, figures and letters “Motorcycle with engine capacity not exceeding 50 CC” shall be substituted;

- (ii) in item (c) for the words “Medium goods vehicle” the words “transport vehicle” shall be substituted;

- (iii) in item (g) and (h) and the entries related thereto shall be omitted.

(16) in Form 6,—

- (i) for the words “Motor cycle without gear”, the words, figures and letters “Motorcycle with engine capacity not exceeding 50CC” shall be substituted;

- (ii) for the words “Medium goods vehicle” the words “Transport vehicle” shall be substituted;

- (iii) the words, “Heavy goods vehicle” and “Heavy passenger motor vehicle” shall be omitted;

(17) In Form 8,—

- (i) in item (a) for the words “Motor cycle without gear”, words, figures and letters “Motorcycle with engine capacity not exceeding 50CC” shall be substituted;

- (ii) in item (a), for the words “medium goods vehicle” the words “transport vehicle” shall be substituted;

- (iii) item (g) and (h) and the entries related thereto shall be omitted;

(18) In Form 24, under the heading, “Registration of Motor Vehicle”, against serial number 7, in column 2, for the words “if the Motorcycle, with gear or without gear” the words, figures and letter if motorcycle with gear or motorcycle with engine capacity not exceeding 50 CC” shall be substituted;

(19) In Form 46,—

- (i) after entry 12, the following shall be inserted, namely:—

“12A I/We enclose Bank draft towards payment of authorization fee.”

- (ii) In entry 13, the words “authorization fee” shall be substituted as “composite fee/taxes.”

(20) In Form 47, the portion beginning with the figure, words and brackets “13, The authorised for the following state(s)” and

ending with the words, brackets and figures" the respective state(s)

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_

shall be omitted.

(21) After Annexure VI, the following Annexure shall be inserted namely:-

"ANNEXURE VII"

[See Table below Rule 62(1)]

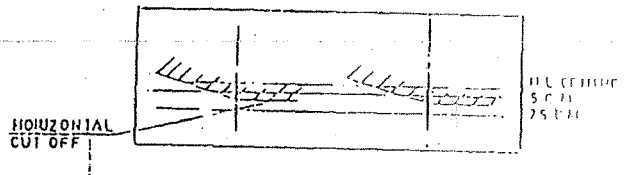
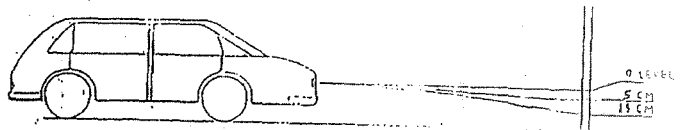
Checked Head Lamp Beam:

The horizontal cut off of the passing beam when tested at 10 meters.

Distance in an unladen condition of the vehicle shall be always below the Head Lamp Centre line and the difference shall be within 5 cm. to 25 cm.

Note: Each head lamp shall be checked individually by blocking the other lamp.

FIG.:



K. R. BHATI

Joint Secretary to the Government of India

FileNo.-RT-11028/3/97-MVL.